

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

JUAN PADILLA-MIRANDA,

Defendant.

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CASE NO: 8:06CR402

ORDER

This matter is before the Court on the Defendant's motion (Filing No. 81) to withdraw his previously filed Motion Under 28 U.S.C. § 2255 to Vacate, Set Aside, or Correct Sentence (Filing No. 72).

IT IS ORDERED:

1. The Defendant's motion to withdraw (Filing No. 81) is granted;
2. The Defendant's Motion Under 28 U.S.C. § 2255 to Vacate, Set Aside, or Correct Sentence (Filing No. 72) is withdrawn; and
3. The Clerk is directed to mail a copy of this memorandum and order to the Defendant at his last known address.

DATED this 31st day of March, 2009.

BY THE COURT:

s/Laurie Smith Camp
United States District Judge